The City Council of the City of Raleigh met in a regular session on Tuesday, November 20, 1984 at 1:00 p.m. in the City Council Chambers of Raleigh Municipal Building, 222 West Hargett Street with the following present:

Mayor Upchurch, Presiding
Ms. Babb
Ms. Block
Mr. Calloway
Ms. Cates
Mr. Congleton
Mr. Keller
Mr. Walters

Mayor Upchurch called the meeting to order and invocation was rendered by Dr. W. B. Lewis of the First Cosmopolitan Baptish Church after which the following items were discussed with action taken as shown.

SPECIAL AWARDS

NORTH CAROLINA BLUE CROSS/BLUE SHIELD - MAGAZINE - INFORMATION RECEIVED

Mayor Upchurch welcomed representatives Blue Cross/Blue Shield of North Carolina indicating they will be featuring the City of Raleigh in an upcoming issue of their magazine.

RALEIGH TELECOMMUNICATIONS COMMISSION LOGO - DESIGN COMPETITION - AWARDS ANNOUNCED

Mayor Upchurch indicated in September and October, the Raleigh Telecommunications Commission sponsored a contest to solicit ideas for a logo for the Community Access Channel and Community Access studios. He indicated they solicited entries from professional designers, artists, college departments of design and art and from the public schools. He explained over 60 entries were received and judged by a panel of 6 persons including a professor at NCSU School of Design, President of Wake Visual Arts Association, Director of Art Education for the Wake County Schools, two communications professionals and a community representative. He indicated two prizes were awarded. The best overall design was submitted by Edward D. Roberts, III, 6400 Candlewood Knolls, son of Mr. & Mrs. Bobby Roberts. Mayor Upchurch indicated Edward is a junior at Enloe High School and his Art Teacher is a Mrs. Malek. He presented the design entered by Mr. Roberts and introduced Mr. Roberts' mother and art teacher. He also presented a $200 savings bond to Mr. Roberts. He explained this logo will be seen on the Community Access Channel hereafter.

Mayor Upchurch indicated there was also an award for the best entry from Grades 4 through 8 and recognized Bill Nelson of 2306 Kensington, son of Mr. & Mrs. Bobbie Nelson. Bill Nelson is an 8th grader at Carnage Middle School and his Art Teacher, Ms. Money was present for the presentation of the award. Mayor Upchurch presented Bill Nelson's entry and presented him with a $50 dollar savings bond.

VOLUNTEER OF THE MONTH - POSTHUMOUS - PRESENTED TO HAMILTON W. FISH

Mayor Upchurch indicated Hamilton W. Fish is being recognized for the month of December as Volunteer of the Month. Ms. Mildred Fish, wife of the last Hamilton Fish was at the meeting to receive the certificate. Mayor Upchurch indicated Mr. Fish was an outstanding and very valuable assets to the City of Raleigh in the field of volunterism. He gave a summary of some of the volunteer work Mr. Fish performed and expressed appreciation to Ms. Fish for sharing Mr. Fish with all of the City of Raleigh.

CERTIFICATES OF APPOINTMENT - PRESENTED

Mayor Upchurch explained the Certificate of Appointment presentation and presented the following certificates: Downtown Advisory Committee - Pam Michaels; Housing Authority Board of Directors - Harold W. Webb; Youth Council Advisory Board - Patty Watson.

CONSENT AGENDA

CONSENT AGENDA - APPROVED AS AMENDED

Mayor Upchurch presented the Consent Agenda indicating all items are considered to be routine and may be enacted by one motion. If a Councillor requests discussion on an item, the item will be removed from the Consent Agenda and considered separately. He explained the vote on the Consent Agenda would be a roll call vote. Ms. Block requested that the item relating to solid waste collection contracts be withdrawn. Without objection this item was withdrawn. Mr. Keller moved that Administration's recommendation on the remaining items on the Consent Agenda be upheld. His motion was seconded by Ms. Babb and a roll call vote resulted in all members voting in the affirmative. The Mayor ruled the motion adopted. The items on the Consent Agenda were as follows:

BAIN REPUMP FACILITY DESIGN - CONTRACT WITH CAMP, DRESSER AND MCKEE AMENDED; FUNDS APPROPRIATED

Growth estimates and City development objectives for the southeast portion of the City have substantially changed since the last analysis of growth demands. Additional hydraulic analysis is proposed to provide better information for determining the proper sizes of pumps and discharge piping for the Bain Repump Facility. Camp, Dresser and McKee has agreed to perform this additional work at a cost of $34,500. A proposed scope of services was included in the Agenda packet.

Recommendation: Approval of an amendment to the existing design contract with Camp, Dresser and McKee and the following transfer of funds are recommended:

From:

84-2-1340-0000	Bain Repump Facility	$34,500

To:

84-2-1340-0102	Bain Repump Engineering	$34,500

Consent Agenda approval: Keller/Babb - 8 ayes. See Ordinance 442 TF 9.

SANITARY SEWER EXTENSION - PIEDMONT DRIVE - APPROVED WITH CONDITIONS

A request has been received from Mr. Leroy Register to extend 700 feet of sanitary sewer main to serve six existing lots off Piedmont Drive in the Timberlake Subdivision.

Recommendation: It is recommended that the Council concur in this request, subject to the Public Utilities Department's review and approval of the engineering drawings. The applicant will obtain the necessary construction permits and all work will be in conformance with the City of Raleigh standards. Consent Agenda approval: Keller/Babb - 8 ayes.

CULTURAL ARTS ACTION PLAN - CONTRACT WITH C. W. SHAVER AND COMPANY, INC. - APPROVED - FUNDS APPROPRIATED

A proposed contract with C. W. Shaver and Company, Inc., to conduct a Cultural Arts Action Plan Study at a fee not to exceed $40,000 was included in the Agenda packet.

Recommendation: Approval of the contract and the following transfer of funds is recommended:

From:

01-2-1040-0001	Contingency	$40,000

To:

01-2-1120-0266	Arts Study	$40,000

Consent Agenda approval: Keller/Babb - 8 ayes. See Ordinance 442 TF 9.

MUNICIPAL COMPLEX HOUSEKEEPING CONTRACT - AWARDED TO FAMILY CLEANING SERVICE

The contractor for housekeeping services in the Municipal Building has given notice of contract termination on September 30, 1984. Three proposals from prospective contractors have been received with Family Cleaning Service submitting the low bid of $6,000 per month and $1,200 for annual window washing. Copies of the proposals were included in the Agenda packet.

Recommendation: Acceptance of the Family Cleaning Service proposal is recommended. Consent Agenda approval: Keller/Babb - 8 ayes.

CIVIC CENTER - CHANGE ORDER G1 - APPROVED - FUNDS APPROPRIATED

Change Order G1, McDevitt and Street was presented which is an addition of $12,350.

This relates to the lower lobby addition at the Civic Center. The Change Order is needed to add a concrete slab which was planned for Phase II, but has been determined to be more economical in Phase I. The Agenda outlined the budget accounts that needs to be amended if the Change Order is approved.

Recommendation: Approval of this Change Order and Transfer is recommended. Consent Agenda approval: Keller/Babb - 8 ayes.

ORDINANCE NO. (1984) 444

AN ORDINANCE TO AMEND THE 1984/1985 BUDGET ORDINANCE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RALEIGH:

Section 1. That the 1984/85 Budget be amended as follows to reflect contract change order for Civic Center Lower Lobby Addition, McDevitt & Street, #G1:

Revenue:	40-1-0070-0200	Misc. Income	$12,350.00
Expense:	40-2-1516-0101	Civic Center Underground Passage	$12,350.00

Adopted: 11/20/84

WORTHDALE PARK - UNDERGROUND ELECTRICAL LINE EASEMENT - APPROVED

Carolina Power & Light Company has requested a 10-foot wide easement, approximately 1,665 feet in length, in Worthdale Park to construct and maintain an underground electrical line. The Parks and Recreation Director recommends approval.

Recommendation: Approval of the easement agreement is recommended. Consent Agenda approval: Keller/Babb - 8 ayes.

CRABTREE CREEK - SUPPLEMENTAL WATERSHED AGREEMENT #7 - APPROVED

This agreement relates to construction of the flood impoundments on Crabtree Creek by the County. A copy of the supplement was included in the Council Members' Agenda packet along with a narrative description. As noted, Wake County is responsible for the project and associated costs.

Recommendation: Approval of the agreement is recommended. Consent Agenda approval: Keller/Babb - 8 ayes.

TAXICAB OWNER'S PERMIT - APPROVED ON SECOND AND FINAL CONSIDERATION

Applications have been received from the following to operate a taxi. The applications have been checked and meet the requirements of Section 12-2053 of the City Code. The applications were approved on the first reading during the November 6, 1984, Council Meeting. It would be appropriate for the Council to approve these on a second and final consideration.

a. Applications for Franchise Renewal

George G. Mburu (Safeway Cab Company)

Hickman Carrington (Ebony Cab Company)

Onis H. Carrington, Jr. (Ebony Cab Company)

Lonnie Wilder (Acme Cab Company)

Melvin J. Griffin, Sr. (Prestigest Limousine and Taxi Company)

Ones E. Polk (Polk Limousine Service)

Walter S. Boone (Boone Taxi Company)

Earl A. Jones (Diamond Cutter Limousine Service)

Rick O. Jayala (Research Triangle Taxi and Transfer Company)

Boaz Odhiambo (Research Triangle Taxi and Transfer Company)

William Sutton (Tri-City Express Taxi Corporation)

Mrs. Johnsie D. Sherman (City Taxi Company)

Johnnie Jones, Jr. (Raleigh Courtesy Limousine Service)

William Thompson (Associated Cab Company)

Daniel L. Hooker (United Cab Company)

Allen Willis (Rainbow Cab Company)

Geno Robertson (Rainbow Cab Company)

Edgar Willis Davis (Lincoln Cab Company)

b. Applications for Renewal of Individual Owner's Permit

(1) Safeway Cab Company

Samuel I. Gachanja
Ernest Vinson
Franklin Gathuka Gatumbi

(2) Ebony Cab Company

William Glenn Hockaday
Dennis Wayne Robertson
James Linwood Hooker
Bobbie L. Abercrombie
James A. Dickens
Joseph Boyd, Jr.
Mary E. Lucas
Lenna Sorrell
Melvin Scott
Ones E. Polk
Alice C. Sutton
Otha Giles
John J. Green, Jr.
James L. Mitchell
Octavis Wilson
William R. Sanders
Excell Wilson
Curtis Donnell Robinson
Edward J. Thornton

(3) Acme Cab Company

Archie Graham Kenan

(4) American Cab Company

Franklin Gathuka Gatumbi

(5) Tri-City Express Taxi Corporation

Claudette Sutton

(6) City Taxi Company

Clyde Hood Johnson
Stephen Glenn
William Edward Chavis
John Fletcher Snipes, Jr.
Theodore R. Goodson
Primus Sloan
James Curtis Dowd, Jr.
Napoleon Nesbitt
John Burnett
Norwood Matthew Peacock
Samuel Lee Crowder
Harrison Stanback, Jr.
James Melvin
McKeever Dunn
Charles Snipes
John Edward Cofield
William McKinney
Joseph Nathaniel Fleming

(7) Associated Cab Company

Leonard Alston
Evelyn Champion Robertson
Charles Isom Lyons
Garland Watkins

(8) United Cab Company

Robert L. Rowland
Marie Coleman Banks
Garland Watkins, Jr.

(9) Rainbow Cab Company

John Edward Gilchrist

(10) Lincoln Cab Company

William L. Roberts

c. Application for New Individual Owner's Permit

(1) Ebony Cab Company

James Albert Johnson

Consent Agenda approval: Keller/Babb - 8 ayes.

TAXICAB OWNER'S PERMIT - APPROVED ON FIRST READING TO BE PLACED ON DECEMBER 4, 1984 AGENDA

Applications have been received from the following to operate a taxi. The applications have been checked and meet the requirements of Section 12-2053 of the City Code. Approval is recommended. If approved, these applications will be placed on the December 4, 1984, Agenda for second and final consideration.

a. Renewal of Individual Owner's Permit - Ebony Cab Company

(1) Lynwood Ray
(2) Willie Herbert Stokes
(3) Alfonzo Meeks
(4) Calvin Lucas

Consent Agenda approval: Keller/Babb - 8 ayes.

CIVIC CENTER - RENT FREE USE - INFORMATION RECEIVED

Approval has been granted for the rent-free use of the Civic Center to administer the promotional examinations for the positions of Firefighter II, Captain, and District Chief on November 14 and 15, 1984, in Meeting Room B. Consent Agenda approval: Keller/Babb - 8 ayes.

UTILITY ACCOUNT - OVERPAYMENT - INFORMATION RECEIVED

The Council has previously requested that they be notified of refunds to customers of water/ sewer accounts involving errors by the City and/or customer.

Name:	Whitehall Community Services
Addresses:	5715, 5812, 5744, 5737, 5727, 5724 Sentinel Drive
Amount:	Refund $175.75
Reason:	These addresses were originally applied for as water/sewer connections. Actually, they are connected to water only without any sewer usage.

Consent Agenda approval: Keller/Babb - 8 ayes.

MOORE SQUARE WEST TRANSIT BLOCK - RESOLUTIONS OF CONDEMNATION - AUTHORIZED

Efforts have been unsuccessful to obtain needed right-of-way, therefore, Administration is recommending that a resolution of condemnation be authorized.

a.	Name(s):	Hallmark Associates, A North Carolina Partnership
	Site Location:	126 East Hargett Street
	Project Name:	Moore Square West Transit Block
b.	Name(s):	Betty L. Montague Trust
	Site Location:	212 South Blount Street
	Project Name:	Moore Square West Transit Block

Consent Agenda approval: Keller/Babb - 8 ayes.

Later in the meeting, Mr. Calloway requested that the Council rescind the action relative to the resolution of condemnation for property at 126 East Hargett Street in the name of Hallmark Associates. He indicated the principal involved wants to work with the City but would not have his appraisals available until later in the week, and he would like an opportunity to have these available when working with the City. City Attorney McCormick indicated this could be handled administratively and the resolution of condemnation not filed immediately to give the owner an opportunity to work with the City. Brief discussion took place, Mr. Calloway indicated he would like to give them an opportunity to work with the City therefore, he would move that the resolution of condemnation relating to 126 East Hargett Street be held for a week before filing. His motion was seconded by Ms. Cates and put to a vote which passed unanimously. The Mayor ruled the motion adopted. See Resolution 654 and 655.

TRANSFERS - ADMINISTRATIVE - MANAGER'S ACTIONS CONCURRED WITH

Council Members received in their Agenda packet a list of transfers which have been approved administratively by the City Manager according to Council procedure. All of these items are within account division. Concurrence with the Manager's action is recommended. Consent Agenda approval: Keller/Babb - 8 ayes. The Transfers were as follows:

FROM	TO	AMOUNT
01-2-1230-0281	01-2-1230-0237	$ 350.00
01-2-1230-0253	01-1-1230-0663	195.00
01-2-1230-0705	01-2-1230-0740	125.00
01-2-5020-0700	01-2-5010-0226	940.00
01-2-5020-0700	01-2-5050-0226	825.00
43-2-4051-0101	43-2-4051-0106	650.00
	43-2-4051-0107	50.00
84-2-1405-0104	84-2-1405-0101	205.43
38-2-3050-0100	38-2-3030-0100	145.00
38-2-3050-0100	38-2-3300-0100	585.00
01-2-1040-0001	01-2-1100-0705	250.00
18-2-1000-0001	18-2-1000-0266	163.34
18-2-0400-0260	18-2-1000-0266	20.00
18-2-0500-0260	18-2-0500-0705	60.00
18-2-1000-0269	18-2-0500-0707	145.00
19-2-8170-0240	19-2-8170-0221	200.00
19-2-8060-0534	19-2-8060-0260	500.00
01-2-6020-0235	01-2-6020-0263	100.00
06-2-7040-0704	06-2-7010-0731	125.00
01-2-6010-0275	01-2-6010-0226	950.00
02-2-4390-0231	02-2-4390-0265	150.00
01-2-1040-0001	01-2-1100-0231	300.00

TRANSFERS - WITHIN VARIOUS DEPARTMENTS - ORDINANCE ADOPTED

The Agenda listed recommended transfers in the Community Development and Inspections Department with recommendation of approval. Consent Agenda approval: Keller/Babb - 8 ayes.

ORDINANCE NO. (1984) 442 TF 9

WHEREAS, it appears desirable and for the best interest of the City of Raleigh and its citizens that funds in the amounts hereinafter set forth heretofore appropriated as set forth in the appropriations ordinance adopted June 19, 1984, and included in the budget for the fiscal year ending June 30, 1984, be transferred from one account as permitted and authorized by the General Statutes of North Carolina, NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RALEIGH:

Section 1. That the amounts hereinafter set forth be and are hereby transferred for the purpose shown:

CODE ACCOUNT	OBJECT CLASSIFICATION	AMOUNT
From 84-2-1340-000	Bain Repump Facility	$ 34,500.00
To 84-2-1340-0102	Bain Repump Eng.	34,500.00
Purpose: Cover contract amendment for Bain Repump.		
From 01-2-1040-0001	Contingency	$ 40,000.00
To 01-2-1120-0266	Arts Study	40,000.00
Purpose: Contract - C. W. Shaver and Company, Inc. to conduct Cultural Arts Action Plan Study.		
From 43-2-4051-0100	CEDCO Loan supplement	$ 14,400.00
To 43-2-4051-0102	Management Service	14,400.00
Purpose: Provide funds for contract between CEDCO and Janneka Hermans for management and loan packaging services effective 10/1/84.		
From 43-2-4051-0100	Loan Supplements	$ 101,235.72
From 43-2-4051-0105	Travel	45.50
To 43-2-4051-0001	Loans & Guarantees	100,000.00
To 43-2-4051-0106	Postage & Telephone	252.88
To 43-2-4051-0107	Legal Fees	582.58
To 43-2-4051-0109	Printing	445.76
Purpose: To realign CEDCO budget for FY 84/85.		
From 43-2-3080-0100	Contingency	7,154.38
To 43-2-3300-0100	Incentive Housing	7,154.38
Purpose: Providing sufficient funds for parking lot and sidewalks at 581 E. Lenoir Street.		

From 01-2-1040-0001	Contingency	$	4,700.00
To 01-2-1240-0265	Other Services		4,700.00

Purpose: To enlarge soil conservation maps for Plans Review process.

From 01-2-3020-0100	Salary - Finance/Coll.	$	10,366.00
To 01-2-1220-0100	Salary - Planning		10,366.00

Purpose: Adjustment in position allocations.

From 01-2-1040-0001	Contingency	$	23,200.00
To 01-2-1240-0100	Salary - Inspections		5,300.00
To 01-2-1220-0100	Salary - Planning		13,500.00
To 01-2-1220-0265	Planning - Other Services		4,400.00

Purpose: Adjustment in position allocations.

From 34-2-3810-0107	Municipal Parking Meters	$	20,253.72
To 34-2-3810-0101	Municipal Parking General		20,253.72

Purpose: Contract Change Order - Municipal Parking Deck - Suitt Construction Company, G-1.

From 34-2-3802-0100	Bridges & Office Space	$	80,000.00
From 34-2-1000-0100	Council Reserve		134,200.00
To 34-2-3920-0102	Consultant Services		214,200.00

Purpose: Contract Change Order - Transit Terminal Design, Wilbur Smith & Associates - A3.

From 37-2-8990-0110	Brookhaven	$	23,200.00
To 37-2-8990-0102	Brookhaven Park Phase 1-B		18,200.00
To 37-2-8990-0104	Brookhaven Park D		5,000.00

Purpose: Brookhaven Park - to establish account for architectural fees and misc. account for construction of Brookhaven Park.

From 06-3-3000-0268	Res. Council Projects	$	742,745.00
From 34-2-2200-0100	Aeration Equipment		1,200,000.00
To 81-2-1081-0101	NRWWTP-II-Gen. Const.		1,425,134.00
To 81-2-1081-0201	NRWWTP-II-HVAC		69,300.00
To 81-2-1081-0301	NRWWTP-II-Plumbing		48,311.00
To 81-2-1081-0102	NRWWTP-II-Eng.		400,000.00

Purpose: To fund City Share of Aeration System for Phase II expansion of Neuse River Wastewater Treatment Plant.

From 34-2-3930-0100	City Market	$	30,000.00
To 34-2-3930-0103	City Market KC		30,000.00

Purpose: For appraisal of City Market properties authorized at Real Estate Committee Meeting.

Adopted: 11/20/84

BID REQUEST 84-29 - WATER METERS - BID AWARDED TO NEPTUNE WATER METER COMPANY

Pursuant to advertisement as required by law bids were received and publicly opened in the Office of the Purchasing Agent on November 8, 1984 for water meters with results as follows:

Item 1	-	2400 = 5/8	Water Meters	
			Neptune Water Meter Co.	$ 23.00 ea.
			Rockwell International	23.97 ea.
Item 2	-	50 = 1"	Water Meters	
			Neptune Water Meter Co.	$ 58.00 ea.
			Rockwell International	60.15 ea.
Item 3	-	20 = 1½"	Water Meters	
			Neptune Water Meter Co.	$160.00 ea.
			Rockwell International	167.00 ea.
Item 4	-	12 = 2"	Water Meters	
			Neptune Water Meter Co.	$200.00 ea.
			Rockwell International	238.00 ea.

Administration recommends the low bid submitted by Neptune Water Meter Company be awarded. Consent Agenda approval: Keller/Babb - 8 ayes.

BID REQUEST 84-36 - COPPERSETTER, RESETTERS, AND MECHANICAL VALVE - JOINT AWARD MADE TO MILLER SUPPLY COMPANY AND THE POE CORPORATION

Pursuant to advertisement as require by law, bids were received and publicly opened in the office of the Purchasing Agent on November 8, 1984 for Coppersetters, Resetters, and Mechanical Valves with results as follows:

Item 1 through Item 5 - Coppersetter and Resetters

Miller Supply Co.	-	$25,374.36
Cities Supply Co.	-	$25,620.41
The Poe Corp.	-	$25,688.52
Pyco Supply Co.	-	$25,907.12
Southern Meter & Supply	-	$26,272.90
Davis Meter & Supply	-	$26,498.70

Item 6 through Item 8 - Mechanical Valves

The Poe Corp.	-	$14,292.63
Pyco Supply Company	-	$14,355.59
Davis Meter & Supply Co.	-	$14,401.40

Administration recommends that Items 1 through 5 be awarded to Miller Supply Company and Items 6 through 8 be awarded to the Poe Corporation. Consent Agenda approval: Keller/Babb - 8 ayes.

BID REQUEST 84-37 - COMPUTER UPGRADE - BID AWARDED TO WANG LABORTORIES, INCORPORATED

Pursuant to advertisement as required by law, bids were received and publicly opened in the office of the Purchasing Agent on November 8, 1984 for computer upgrade with only one bid being received. That bid was from Wang Laboratories Incorporated in the amount of $21,560.00. It was indicated because of the priorietary nature of this equipment, Administration recommends that the bid from Wange Laboratories, Incorporated be awarded. Consent Agenda approval: Keller/Babb - 8 ayes.

TRAFFIC - CODE CHANGES - ORDINANCE ADOPTED

The Agenda presented a recomended change in the traffic code relating to no parking on Davie Street. The Agenda outlined the reason for the recommendation. Administration recommends approval. Consent Agenda approval: Keller/Babb - 8 ayes.

ORDINANCE NO. (1984) 443

AN ORDINANCE TO AMEND THE TRAFFIC SCHEDULE OF THE CITY OF RALEIGH

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RALEIGH:

Section 1. That the Traffic Schedule be amended by adding the following to Schedule 13 (NO PARKING):

Davie Street, south side, beginning at a point 206 feet west of McDowell Street, westward 44 feet

Section 2. That all laws and clauses of laws in conflict herewith are hereby repealed to the extent of such conflict.

Section 3. That this ordinance shall become effective November 27, 1984.

Adopted: 11/20/84

END OF THE CONSENT AGENDA

SOLID WASTE COLLECTION CONTRACT - RENEWAL WITH BROWNING - FERRIS INDUSTRIES AND WASTE INDUSTRIES - APPROVED

Solid waste collection contracts with Browning-Ferris Industries and Waste Industries for containerized collection in areas annexed on January 1, 1984, will expire at the end of December. The renewal of these contracts for a 12-month period at existing terms has been negotiated. Funds are already budgeted for this purpose.

Recommendation: Approval of the contracts with Browning-Ferris Industries and Waste Industries for calendar year 1985 is recommended. Consent Agenda approval: Keller/Babb - 8 ayes.

Mrs. Block indicated she request that this item be withdrawn from the Consent Agenda questioning if this is a more economical way to handle the solid waste collection than using our own forces. City Manager Benton indicated we have not had the time to

do an evaluation. He indicated it is expected that an evaluation will be done during this contract period. He stated this is the first time we have done 8 cubic yard containerized pickup in this matter. Mrs. Block moved that Administration's recommendation be upheld. Her motion was seconded by Ms. Cates and a roll call vote resulted in all members voting in the affirmative. The Mayor ruled the motion adopted.

SPECIAL ITEMS

REZONING Z-111-84 - CREEDMOOR ROAD - TO BE PLACED ON DECEMBER 18, 1984 AGENDA

This was a request to rezone Parcel 4, County Tax Map 323, from Residential-4 to Office & Institution-III. The action at the last Council Meeting was to direct that it be placed on this Agenda for consideration.

Mayor Upchurch indicated he had been contacted by a legal firm working on this rezoning who requested that this item remain on the Agenda for the next meeting. Mayor Upchurch indicated his position on the rezoning has not changed, however he would pass the request onto Council. Mr. Calloway moved that rezoning Z-111-84 be held two weeks and placed on the December 18, 1984 Agenda as a special item. His motion was seconded by Ms. Cates and a roll call vote resulted in all members voting in the affirmative. The Mayor ruled the motion adopted.

PUBLIC HEARINGS

PU 1984-8 - PLEASANT VALLEY ROAD - HEARING - REFERRED TO PUBLIC WORKS COMMITTEE

This was a hearing to consider the installation of a sewer main beginning at the Fire Station on Pleasant Valley Road, north along Commerce Drive, and within the easement with the assessment on a per lot basis to apply. Public Utilities Director Simmons explained the proposed installation. The hearing was opened to the public.

Joe Ellen representing Elk Electric indicated he is in favor of the sewer lines as proposed. He indicated, however, he would like to address something not related to the sewer line and that is the correct name of "Commerce Drive." He indicated the correct name is "Grove Church Road." He explained the sign had been corrected, but again the project was described as being along Commerce Drive.

Charlie Gardner, owner of property at 4500 Pleasant Valley Road indicated he too is in favor of the sewer installation. He explained however he was assessed for the sewer line in Pleasant Valley Road, pointing out this is a corner lot, therefore he questioned if he would be assessed for this line. Public Utilities Director Simmons indicated Mr. Gardner would receive a 150 foot exemption as it relates to this project explaining he does own a corner lot. Alex Morgan, part owner of the property at 6010 Duraleigh Road questioned if it was possible to bring the line up Duraleigh Road rather than to take up valuable land in an easement. He indicated in addition his sewer is stubbed out in the front or along Duraleigh Road and in addition to having to give up the valuable land, he would also have to pay to run sewer around his house if it is put in this easement. Mr. Simmons indicated when the sewer was designed, they were trying to accommodate all lots. He indicated he understands there has been some additional work since this proposal was presented and that probably the sewer could work in Duraleigh Road. City Manager Benton indicated the alignment we have is the most cost effective way to serve the property, but evidently there is some private development occurring and may be the City should look at that. Mr. Morgan indicated he has no objection to the line running to the property of the gentlemen who spoke before him as that would have no effect whatsoever on his property. He was just questioning if to serve his property, it could come down Duraleigh Road. Without objection, the item was referred to Public Works Committee.

PU 1984-9 - SEWER MAIN INSTALLATION IN DODSWORTH DRIVE AREA - HEARING - RESOLUTION ADOPTED

This was a hearing to consider installation of an 8-inch sewer main beginning at 6021 Dodsworth Drive south to Leesville Road and west to existing Hare Snipe Creek outfall with the assessment on a per lot basis to apply. Public Utilities Director Simmons explained the proposal. The hearing was opened to the public. No one asked to be heard thus the hearing was closed. Mrs. Cates moved adoption of a resolution directing the installation as outlined. Her motion was seconded by Mr. Congleton and a roll call vote resulted in all members voting in the affirmative. The Mayor ruled the motion adopted. See Resolution 656.

PU 1984-10 - WATER MAIN INSTALLATION HIGHWAY 70 AREA - HEARING - RESOLUTION ADOPTED

This was a hearing to consider the installation of approximately 2000 feet of 16 inch water main beginning at Highway 70 south on Duraleigh Road with the assessment on the front footage basis to apply. Public Utilities Director Simmons explained the proposal. The Mayor opened the hearing to the public. Bill Price indicated he was representing owners of some property on Duraleigh Road. He stated he has no objections to the water line, he just has questions as to the time frame, when construction would start and when they would be able to get water from the line. Public Utilities Director Simmons indicated the Engineering Department is finalizing the plans and if the project is approved, they would proceed as soon as possible to advertise for construction to start the first of the year. No one else asked to be

heard, thus the hearing was closed. Ms. Cates moved adoption of a resolution directing the project as advertised. Her motion was seconded by Mr. Calloway and a roll call vote resulted in all members voting in the affirmative. The Mayor ruled the motion adopted.

RESOLUTION NO. (1984) - 656

A RESOLUTION TO DIRECT THAT THE WATER AND SEWER SYSTEM OF THE CITY OF RALEIGH BE EXTENDED AND TO ASSESS COST AGAINST LAND ASSESSABLE THEREFOR

WHEREAS, by virtue of Article 10 of Chapter 160A of the General Statutes of North Carolina, as amended, the City Council of the City of Raleigh is authorized to direct that improvements be made and the cost thereof assessed against abutting property assessable therefor; and

WHEREAS, a preliminary resolution has been adopted by the City Council and a public hearing thereon duly held;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RALEIGH:

Section 1. That the following improvements be made and the costs thereof assessed against the abutting property pursuant to Article 10 of Chapter 160A of the General Statues of North Carolina:

PU-1984-9 - Installation of approximately 461 feet of 8-inch sanitary sewer main beginning at 6021 Dodsworth Drive south to Leesville Road thence west to existing Hare Snipe Creek Outfall with assessment on per lot basis to apply.

PU-1984-10 - Installation of approximately 2,000 feet of 16-inch ductile iron water main beginning at the existing 16-inch water main on Highway 70 thence south down Duraleigh Road to tie into existing 16-inch water line at Delta Lake Drive with assessment on front footage basis to apply.

Section 2. That 100 percent of the total cost of said improvement which can be assessed according to provisions of Part 8, Chapter 2, Article B, Section 8-2033 et seq. of the City Code be assessed against the property receiving the improvement. Assessment will be made according to the following method: See above.

Section 3. That property abutting on the street to be improved shall be connected with water mains, sewer mains an gas mains (if gas mains are available) located in the street adjacent to their several premises in a manner as prescribed in the Plumbing code of the City of Raleigh and the cost thereof shall be specially assessed if the particular lot or parcel of land for and in connection with which said connection are made, as provided by Article 10 of Chapter 160A of the General Statutes of North Carolina.

Adopted: 11/20/84

STREET IMPROVEMENTS - PEACH ROAD - HEARING - RESOLUTION ADOPTED

A hearing to consider the installation of curbs, gutters, drains, and paving 31 feet back-to-back on Peach Road from Dillwyn Drive west to dead end. The hearing is pursuant to petition, advertisement, and notification as required by law. Chief Engineer Thomas explained the proposal. The Mayor opened the hearing to the public. No one asked to be heard, thus the hearing was closed. Brief discussion took place as to the location of this proposed improvements as it relates to the park property. Mr. Walters moved adoption of a resolution directing the project as advertised. His motion was seconded by Ms. Cates and a roll call vote resulted in all members voting in the affirmative. The Mayor ruled the motion adopted.

RESOLUTION NO. (1984) 657

A RESOLUTION DIRECTING THAT STREET IMPROVEMENTS DESCRIBED HEREIN BE MADE AND THE COST THEREOF ASSESSED

WHEREAS, by virtue of Article 10 of Chapter 160A of the General Statutes of North Carolina, as amended, the City Council of the City of Raleigh is authorized to direct that street improvements be made and the costs thereof assessed against abutting property owners; and

WHEREAS, a preliminary resolution indicating the intent to undertake the project has been adopted by the City Council and a public hearing thereon duly held;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RALEIGH:

Section 1. That the following improvements be made and the costs thereof assessed against the abutting property pursuant to Article 10 of Chapter 160A of the General Statutes of North Carolina:

Installation of curbs, gutters, drains and paving on Peach Road from Dillwyn Drive west to dead end.

Section 2. That proportion of the cost in making the aforesaid street improvements to be assessed upon an abutting property owner, to the extent that the same shall be assessable under the provisions of Resolution No. 280, as amended, shall be as follows: 100 percent of the total cost of said respective improvements which are assessable under Resolution No. 280 (i.e. one-half of each street to be improved shall be assessed and charged against the lots and parcels of land abutting directly on the respective improvements, according to the extent of their respective frontage thereof by an equal rate per foot of such frontage exclusive of so much of the cost as is incurred at street intersections in improving street intersections; the remainder of the total cost including street intersections to be borne by the City of Raleigh.)

Section 3. That property abutting on the street to be improved shall be connected with water mains, sewer mains and gas mains (if gas mains are available) located in the street adjacent to their several premises in a manner as prescribed in the Plumbing Code of the City of Raleigh and the cost thereof shall be specially assessed if the particular lot or parcel of land for and in connection with which said connections are made, as provided by Article 10 of Chapter 160A of the General Statutes of North Carolina.

Adopted: 11/20/84

WATER AR-1016 - U.S. 1 AREA - HEARING - CONFIRMING RESOLUTION ADOPTED

A hearing to consider confirming cost for the installation of a water main along U.S. 1 according to charges outlined in Water Assessment Roll 1016, adopted by Resolution 1984-639 on October 16, 1984. (This project is outside the City Limits and the assessments, if approved, would become due upon annexation or tap-on to the line.) Chief Engineer Thomas explained the work that has been completed, pointing out this is a hearing to consider confirming the charges. The Mayor opened the hearing to the public, no one asked to be heard, thus the hearing was closed. Mr. Keller moved adoption of a resolution confirming charges as outlined. His motion was seconded by Mrs. Block and a roll call vote resulted in all members voting in the affirmative. The Mayor ruled the motion adopted.

RESOLUTION NO. (1984) - 658

A RESOLUTION CONFIRMING SPECIAL WATER ASSESSMENT ROLL 1016

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RALEIGH:

Section 1. That pursuant to notice of the completion of the assessment roll and notice of the meeting of the City Council hereinafter referred to, published according to law in The Raleigh Times, a newspaper legally qualified to published legal advertising, and following a public hearing of allegations and objections of all interested persons appearing and making proof in relation thereto at a meeting of the City Council for that purpose held on the 20th day of November, 1984, at the time and place fixed in accordance with statute, the City Council of the City of Raleigh does hereby approve, ratify and confirm the assessments heretofore made by Resolution No. 1984-639 adopted on the 16th day of October, 1984, which assessments appear on "The City of Raleigh Special Water Assessment Roll 1016," against the lots and parcels of land abutting directly on the improvements, according to the extent of their respective frontage thereon, all as shown on said assessment roll which is hereby incorporated into and made a part of this resolution by reference thereto, the assessment roll being on file in the office of the City Clerk and Treasurer.

Section 2. That from the time of the adoption of this resolution confirming the said assessments, the assessments embraced in the aforesaid assessment roll shall be a lien on the real estate against which the same are assessed as provided by Statute.

Section 3. That the terms and manner of the payment of the assessments herein provided for shall be as follows: That said assessment shall be payable in cash, or if any property owner should so elect and give notice of the fact in writing to the City of Raleigh in accordance with provisions of Article 10 of Chapter 160A of the General Statutes of North Carolina, such property owner shall have the option and privilege of paving the assessments in ten equal annual installments, such installments to bear interest at the rate of 6% per annum from the date of confirmation of the assessment rolls payable annually upon the unpaid balance of the assessment.

Section 4. That the assessments confirmed by this resolution and all payments of principal and interest thereof, shall be recorded in "The City of Raleigh Special Assessment Book" which shall be maintained and kept by the City Revenue Collector, who is hereby charged with the duty of collecting and accounting for all sums of principal and interest assessed by this resolution.

Effective: Upon annexation or tap-on to the line

WATER ASSESSMENT ROLL 1017 - ATLANTIC AVENUE - HEARING - CONFIRMING RESOLUTION ADOPTED

A hearing to consider confirmation of cost for the installation of a water main within the new right-of-way of Atlantic Avenue according to charges outlined in Water Assessment Roll 1017, adopted by Resolution 1984-640 on October 16, 1984. Chief Engineer Thomas explained the work that had been completed. The Mayor opened the hearing, no one asked to be heard, thus the hearing was closed. Mrs. Block moved adoption of a resolution confirming the charges as outlined. Her motion was seconded by Ms. Cates and a roll call vote resulted in all members voting in the affirmative. The Mayor ruled the motion adopted.

RESOLUTION NO. (1984) - 659

A RESOLUTION CONFIRMING SPECIAL WATER ASSESSMENT ROLL 1017

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RALEIGH:

Section 1. That pursuant to notice of the completion of the assessment roll and notice of the meeting of the City Council hereinafter referred to, published according to law in The Raleigh Times, a newspaper legally qualified to publish legal advertising, and following a public hearing of allegations and objections of all interested persons appearing and making proof in relation thereto at a meeting of the City Council for that purpose held on the 20th day of NOvember, 1984, at the time and place fixed in accordance with statute, the City Council of the City of Raleigh does hereby approve, ratify and confirm the assessments heretofore made by Resolution No. 1984-640 adopted on the 16th day of October, 1984, which assessments appear on "The City of Raleigh Special Water Assessment Roll 1017," against the lots and parcels of land abutting directly on the improvements, according to the extent of their respective frontage thereon, all as shown on said assessment roll which is hereby incorporated into and made a part of this resolution by reference thereto, the assessment roll being on file in the office of the City Clerk and Treasurer.

Section 2. That from the time of the adoption of this resolution confirming the said assessments, the assessments embraced in the aforesaid assessment roll shall be a lien on the real estate against which the same are assessed as provided by Statute.

Section 3. That the terms and manner of the payment of the assessments herein provided for shall be as follows: That said assessment shall be payable in cash, or if anyproperty owner should so elect and give notice of the fact in writing to the City of Raleigh in accordance with provisions of Article 10 of Chapter 160A of the General Statutes of North Carolina, such property owner shall have the option and privilege of paying the assessments in ten equal annual installments, such installments to bear interest at the rate of 6% per annum from the date of confirmation of the assessment rolls payable annually upon the unpaid balance of the assessment.

Section 4. That the assessments confirmed by this resolution and al payments of principal and interest thereof, shall be recorded in "The City of Raleigh Special Assessment Book" which shall be maintained and kept by the City Revenue Collector, who is hereby charged with the duty of collecting and accounting for all sums of principal and interest assessed by this resolution.

Adopted: 11/20/84

REQUEST AND PETITIONS OF CITIZENS

UNSAFE BUILDING - DEMOLITION COST - O'KELLY STREET - REFERRED TO LAW AND FINANCE COMMITTEE

Ms. Margaret Rose Murray was at the meeting indicating she would like to discuss demolition cost of an unsafe building on O'Kelly Street with the Law and Finance Committee. Discussion took place on the fact that this item had been acted on previously and had been reconsidered by the Council. Ms. Murray indicated the last time it was considered by the Law and Finance Committee, she was out of state and could not be at the meeting, therefore she is requesting that she have an opportunity to discuss it with the Committee again. After other discussion, Mr. Calloway moved that the request relating to demolition cost of an unsafe building on O'Kelly Street be referred to Law and Finance Committee. His motion was seconded by Ms. Babb and put to a vote which passed unanimously. The Mayor ruled the motion adopted.

ENCROACHMENT - MILLBROOK EXTENSION DRIVEWAY - REFERRED TO LAW AND FINANCE COMMITTEE

Kurt Anderson was at the meeting asking the Council to grant a driveway encroachment agreement across an existing right-of-way. City Manager Benton indicated this is a request to use property the City acquired for Millbrook Extension. He indicated the Millbrook Road alignment was developed and then a realignment developed and the right-of-way in question probably will not be required for Millbrook Extension. He

indicated Mr. Anderson has a landlocked piece of property and is asking permission to use the existing right-of-way as access to his property. He indicated Administration would recommend approval of the driveway encroachment in the right-of-way subject to the following conditions:

1) That Mr. Anderson would enter into an agreement with the City concerning responsibility relating to maintenance and liability of the driveway.

2) Mr. Anderson would tie into existing curb cut on North Hills Drive that is currently being used for access.

3) That Mr. Anderson would reorient his access to Millbrook when it becomes available and agree to abandon this access at no cost to the City.

Discussion took place, after which Mr. Walters moved the recommendation be upheld. His motion was seconded by Mr. Calloway. Mr. Congleton indicated there is going to be a need for additional parking at Shelley Sertoma Park and stated that may be we should look at this right-of-way. City Manager Benton indicated his recommendation wouldn't preclude looking at the right-of-way for parking as Mr. Anderson would be required to vacant this easement once Millbrook Extension is constructed and he would have access to it. Mr. Anderson indicated he was not sure the curb cut is on the right-of-way. Mr. Congleton indicated he would like to look at this, therefore he would make a substitute motion that the request be referred to Law and Finance Committee. His substitute motion was seconded by Ms. Babb. Ms. Block indicated she is not against using this property for parking, but she did not feel that that would be precluded by the recommendation submitted by the Manager. Mr. Congleton indicated he agreed but before Mr. Anderson goes to a great expenditure, we may be able to handle this in other ways. Mayor Upchurch indicated we would also need to look at whether the curb cut is on public or private property. The substitute motion was put to a vote and passed unanimously. The Mayor ruled the motion adopted.

ROAD RACE - BOWTIE'S RUN FOR THE ROSES' 85 - APPROVED

Jim Young, 3043 Timberlake Drive was at the meeting indicating the Run for the Roses' has been conducted for the past four years. However, it was conducted outside the City in the Mini-City area. He stated last year this area was taken into the City, therefore they have to have City permission to run the race. He indicated he had discussed this with the Police Department and he did not feel that additional police was needed. City Manager Benton indicated the request is to utilize city streets on Sunday, February 17, 1985 for this race. He indicated Administration has no objection and the Police Department has indicated they do not feel off-duty police officers are necessary. Mr. Walters moved the request as outlined be granted. His motion was seconded by Mr. Calloway and put to a vote which passed unanimously. The Mayor ruled the motion adopted.

REPORT OF THE PLANNING COMMISSION

PLANNING COMMISSION CONSENT AGENDA - APPROVED AS AMENDED

Mayor Upchurch presented the Planning Commission Consent Agenda indicating it would be handled in the same manner as the regular Consent Agenda. He explained items marked with one asterisk beside the Certified Recommendation number are located within floodprone areas. Items marked with two asterisks beside the Certified Recommendation number are located within the Falls Basin. Mrs. Block requested that CR-5308 (S-169-84) and CR-5315 (PA-264) be withdrawn. Ms. Cates requested that CR-5319 (SC-257) be withdrawn. Mr. Congleton requested that CR-5316 (PA-266) be withdrawn. Without objection these items were withdrawn from the Planning Commission Consent Agenda. Ms. Cates moved the Planning Commission's recommendation on the remaining items on the Consent Agenda be upheld. Her motion was seconded by Mrs. Block and a roll call vote resulted in all members voting in the affirmative. The Mayor ruled the motion adopted.

SUBDIVISION S-168-84 - TOWER RESIDENTIAL QUADS - APPROVED

This was a request for approval to subdivide an 11.17 acre tract which is undeveloped and zoned Residential-6 into 15 quadraplex lots.

The property is located on the north side of Lake Woodard Drive, and on the west side of Summerdale Drive, outside the City Limits.

CR-5307 from the Planning Commission recommended that this request be approved according to a map entitled, "Tower Residential Quads," the property of Development Associates, Incorporated, drawn by Penny Greene and Associates, dated September 27, 1984. Consent Agenda approval: Cates/Block - 8 ayes.

SUBDIVISION S-171-84 - ROCK CLIFF, LOT 7 - APPROVED

This was a request for approval to subdivide a one acre lot into two lots, zoned Residential-4. Lot 7B is developed with a single-family home.

The property is located on the east side of Lakeview Drive and north of Riddick Drive, inside the City Limits.

CR-5309 from the Planning Commission recommended that this request be approved according to a map entitled, "Rock Cliff, Lot 7," the property of H. Beverly Johnson and Wife, drawn by John Y. Phelps, Jr., dated October 1, 1984. Consent Agenda approval: Cates/Block - 8 ayes.

SUBDIVISION S-173-84 - CREEDMOOR CROSSINGS REVISIONS - APPROVED WITH CONDITION

This was a request for approval to realign Crossings Way to a more southern location than recorded. The site is 8.46 acres which are undeveloped and zoned Office and Institution-I and Conservation/Buffer.

The property is located on the west side of NC 50, just south of Leesville Road, outside the City Limits.

CR-5310 from the Planning Commission recommended that this request be approved according to a map entitled, "Creedmoor Crossings Revisions," the property of Samuel M. Longiotti, drawn by John A. Edwards and Company, dated October 1, 1984, with the condition that the applicant file for a street closing for the old alignment and that no plats be recorded until the street closing has been approved and recorded. Consent Agenda approval: Cates/Block - 8 ayes.

SUBDIVISION S-174-84 - BOULEVARD PARK, LOT 15 - APPROVED

This was a request for approval to subdivide a 0.45 acre tract into two parcels, zoned Residential-10. Lot 15A is developed with a duplex.

The property is located at the southwest corner of Reavis Road and Chaney Road, inside the City Limits.

CR-5311 from the Planning Commission recommended that this request be approved according to a map entitled, "Boulevard Park, Lot 15," the property of Thomas L. Williams and Wife, drawn by R. Langford, dated October 1, 1984. Consent Agenda approval: Cates/Block - 8 ayes.

SUBDIVISION S-176-84 - SUMMERFIELD NORTH, SECTION 2, PHASE 2 - APPROVED

This was a request for approval to subdivide a 92± acre tract which is currently undeveloped and zoned Residential-4 into eight lots.

The property is located on the west end of Old Deer Trail and on the east side of Newton Road, inside and outside the City Limits.

CR-5313 from the Planning Commission recommended that this request be approved according to a map entitled, "Summerfield North, Section 2, Phase 2," the property of TAP Company, drawn by DSA, dated October 1, 1984. Consent Agenda approval: Cates/Block - 8 ayes.

PA-263 - BOYLAN AVENUE OFFICE DUPLEX - APPROVED

This was a request for approval to convert an existing 3,257 square foot residential duplex on an .18 acre site, zoned Office and Institution-I, into office use and construct an eight-space parking lot.

The property is located on the east side of North Boylan Avenue, just south of Willard Place, inside the City Limits.

CR-5314 from the Planning Commission recommended that this request be approved according to a map entitled, "Boylan Avenue Office Duplex," the property of HARLOU Properties, drawn by HARLOU Properties, dated September 29, 1984. Consent Agenda approval: Cates/Block - 8 ayes.

PA-267 - BROCK'S INN - APPROVED WITH CONDITION

This was a request for approval to construct a motel complex consisting of 144 units, an office, a pool, and a maintenance building on 4.5 acres which are currently undeveloped and zoned Office and Institution-II.

The property is located on the south side of Navaho Drive, north of the Beltline, and west of Wake Forest Road, inside the City Limits.

CR-5317 from the Planning Commission recommended that this request be approved according to a map entitled, "Brock's Inn," the property of Brock Residence Inns, Incorporated, drawn by Envirotek, Incorporated, dated October 29, 1984, with the condition that the ten parking spaces shown along the eastern private drive be removed in conformance with the approved subdivision of the property which prohibits parking along that portion of the private drive. Consent Agenda approval: Cates/Block - 8 ayes.

PA-268 - NORTH BEND OFFICE BUILDING - APPROVED

This was a request for approval to construct a 9,176 square foot office building on a 1.1 acre parcel which is currently undeveloped and zoned Office and Institution-III.

The property is located on the west side of Falls of Neuse Road, just north of North Bend Drive, inside the City Limits.

CR-5318 from the Planning Commission recommended that this request be approved according to a map entitled, "North Bend Office Building," the property of Frank Roebuck, drawn by Envirotek, Incorporated, dated October 19, 1984. Consent Agenda approval: Cates/Block - 8 ayes.

END OF PLANNING COMMISSION CONSENT AGENDA

SUBDIVISION S-169-84 - TOMORROW PROJECT - APPROVED

This was a request for approval to subdivide a 36.6 acre parcel which is undeveloped and zoned Residential-4 and Residential-6 into four lots.

The property is located east of Interstate 40 and north of Farmgate Road, outside the City Limits.

CR-5308 from the Planning Commission recommended that this request be approved according to a map entitled, "Tomorrow Project," the property of Sunbelt Limited of Raleigh, drawn by Tate Lanning and Associates, dated October 29, 1984.

Planning Director Chapman explained the requested subdivision. Ms. Block indicated there is a zoning case on the Agenda tonight on this property, questioning if the rezoning, if approved, would prevent the developer from having to build the road with Planning Director Chapman indicating it would not. Mrs. Block moved the Planning Commission's recommendation be upheld. Her motion was seconded by Ms. Cates and a roll call vote resulted in all members voting in the affirmative. The Mayor ruled the motion adopted.

PA-264 - JIFFY LUBE - APPROVED WITH AMENDMENT

This was a request for approval to construct a 1,993 square foot automotive service center on 0.85 acres zoned Neighborhood Business. The site is developed as a car wash which will be removed.

The property is located on the south side of Western Boulevard, just west of Kent Road, inside the City Limits.

CR-5315 from the Planning Commission recommended that this request be approved according to a map entitled, "Jiffy Lube," the property of Evergreen Management Corporation, drawn by Bass, Nixon and Kennedy, dated October 19, 1984.

Mrs. Block indicated she asked that this be withdrawn from the Consent Agenda pointing out in the description of the location of the property, it said it is just west of the Kent Road and actually the property is east of Kent Road with Planning Director Chapman agreeing that is correct. Mrs. Block moved that the Planning Commission's recommendation be upheld with the understanding the description of the location would be changed to just "east" of Kent Road. Her motion was seconded by Mr. Walters and put to a vote which resulted in all members voting in the affirmative. The Mayor ruled the motion adopted.

PA-266 - ST. PIERRE OFFICE COMPLEX - APPROVED WITH CONDITIONS

This was a request for approval of two office buildings, each on its own lot. Building A is 21,608 square feet on 2.04 acres, zoned Office and Institution-III. Building B is 44,940 square feet on 2.82 acres, zoned Office and Institution-I, Office and Institution-III and Conservation/Buffer. The site is developed with single-family units and converted office buildings.

The property is located on the east side of Falls of Neuse Road, just north of Harps Mill Road, outside the City Limits.

CR-5316 from the Planning Commission recommended that this request be approved according to a map entitled, "St. Pierre Office Complex," the property of Ray St. Pierre, drawn by Envirotek, Incorporated, dated October 29, 1984, with the following conditions: (1) That any recombination of lots on this site be recorded prior to issuing building permits; and (2) that the cross-access and parking agreements be reviewed and approved by the City Attorney's Office and recorded prior to issuance of any building permits.

Planning Director Chapman explained the plan approval. Mr. Congleton questioned the cul-de-sac and whether there would be access to this property. This was discussed briefly, after which Mr. Congleton moved the Planning Commission's recommendation be upheld. His motion was seconded by Ms. Babb and a roll call vote resulted in all members voting in the affirmative. The Mayor ruled the motion adopted.

SC-257 - KIDDS HILL PLAZA ADDITIONS - APPROVED

This was a request for approval to add to the existing 113,765 square foot shopping center, an additional 12,150 square feet of new retail area on a 15.9 acre site, zoned Shopping Center (12.6 acres) and Office and Institution-I (3.3 acres).

The property is located on the east side of Creedmoor Road and the north side of Edwards Mill Road, inside the City Limits.

CR-5319 from the Planning Commission recommended that this request be approved according to a map entitled, "Kidds Hill Plaza Additions," the property of Kidd Brewer, drawn by Envirotek, Incorporated, dated October 19, 1984.

Planning Director Chapman explained the Shopping Center Plan approval. Mrs. Cates indicated from the map in the Agenda she couldn't determine where the flood plain property is as it relates to this addition. Planning Director Chapman indicated it does not have any effect whatsoever on the buildings, that there is a small portion of the property that goes down to the Creek and that is why it is shown as being flood prone property. Mrs. Cates moved the Planning Commission's recommendation be upheld. Her motion was seconded by Mrs. Block and a roll call vote resulted in all members voting in the affirmative. The Mayor ruled the motion adopted.

REZONING Z-94-84 - LOUISBURG ROAD - REFERRED TO THE PUBLIC WORKS COMMITTEE

This was a request for approval to rezone approximately 62.3 acres from Residential-4 to Neighborhood Business (1 acre), Residential-15 (12.9 acres), Residential-10 (27.6 acres), Residential-6 (5.2 acres), Office and Institution-II (4.5 acres) and Shopping Center (11.1 acres).

CR-5321 from the Planning Commission recommended that Z-94-84 be approved as amended; that is, that the portion requested to be rezoned from Residential-4 to Neighborhood Business remain Residential-4 (be denied) with a 25-foot Conservation/Buffer along the eastern property line (US 401 North); that the portion requested to be rezoned to Residential-15 be rezoned to Residential-10 with a 25-foot Conservation/Buffer along the eastern property line (US 401 North); that the portions requested to be rezoned to Residential-10 and Residential-6, as amended, be rezoned as requested; that the portion requested to be rezoned to Office and Institution-II be rezoned to Office and Institution-I; that the portion requested to be rezoned to Shopping Center be rezoned as requested with a 75-foot Conservation/ Buffer on the south side adjacent to the Roach residence, all according to a map drawn by LaMarr Bunn and Associates entitled, "Cline Property, Recommendations of Subcommittee," dated October 29, 1984.

Mr. Walters indicated he would like for someone to explain the roadway and what the State's plans are, etc. Planning Director Chapman explained the original request and the difference in the Planning Commission's recommendation versus the original rezoning request. He indicated the State has looked at these plans and indicate that it is a reasonable amount of land as it relates to the roadway. Mr. Walters indicated some of the surrounding neighbors are very concerned about the road location with Mayor Upchurch pointing out it is adjacent to County zoning. Mr. Walters indicated we need to pin down the road, explaining he is not sure that this alignment will line up with what we are doing in the Durant Road area. Mr. Walters moved that rezoning Z-94-84 be referred to Public Works Committee. His motion was seconded by Ms. Cates and put to a vote which passed unanimously. The Mayor ruled the motion adopted.

COMMITTEES, COMMISSIONS AND BOARDS

ARTS COMMISSION - APPOINTMENTS MADE

The City Clerk reported the terms of J. C. Knowles, Fred Parker, III and B. Fred Partin, Jr. expire January 6. Nominations include Mr. Knowles, Mr. Parker, Mr. Partin and Fran Ashford. Nominations have not been closed. There being no further nominations, Mr. Walters moved that nominations to the Arts Commission be closed. His motion was seconded by Mr. Calloway and put to a vote which resulted in all members voting in the affirmative. The Mayor ruled the motion adopted.

A ballot vote resulted as follows: Knowles - 5 (Keller, Calloway, Upchurch, Walters, Congleton); Parker - 7 (Block, Calloway, Cates, Upchurch, Walters, Babb, Congleton); Partin - 7 (Keller, Block, Cates, Upchurch, Walters, Babb, Congleton); Ashford - 5 (Keller, Block, Calloway, Cates, Babb). The City Clerk announced the reappointment of Mr. Parker and Mr. Partin to the Arts Commission. She indicated since Mr. Knowles and Ms. Ashford received five votes each, a second vote should be taken. A second ballot vote was taken with results as follows: Knowles - 3 (Congleton, Upchurch, Walters); Ashford - 5 (Block, Cates, Keller, Babb, Calloway). The Clerk announced the appointment of Fran Ashford to a two year term on the Arts Commission.

PARKS AND RECREATION ADVISORY BOARD - APPOINTMENTS MADE; ADDITIONAL VACANCIES ANNOUNCED

The City Clerk reported the terms of Carole Sawicki and James M. Tanner expired November 16, 1984. Nominations include Ms. Sawicki, Mr. Tanner, Dot Smith and David Malette, Sr. Nominations have not been closed. Ms. Cates moved that nominations to the Parks and Recreation Advisory Board be closed. Her motion was seconded by Mr. Calloway and a roll call vote resulted in all members voting in the affirmative. The Mayor ruled the motion adopted.

A ballot vote resulted as follows: Sawicki - 6 (Block, Calloway, Cates, Upchurch, Keller, Babb); Tanner - 1 (Congleton); Smith - 4 (Block, Upchurch, Walters, Keller); Malette - 4 (Calloway, Cates, Congleton, Babb). The Clerk announced the reappointment of Carole Sawicki to the Parks and Recreation Advisory Board.

A second ballot vote resulted as follows: Smith - 4 (Keller, Block, Upchurch, Walters); Malette - 4 (Congleton, Babb, Cates, Calloway). Since no nominee received five votes, a third ballot vote resulted as follows: Malette - 5 (Cates, Block, Calloway, Congleton, Babb); Smith - 3 (Upchurch, Keller, Walters). The Clerk announced the appointment of David Malette, Sr. to the Parks and Recreation Advisory Board.

The City Clerk reported the terms of Robert E. Monroe and Jeanette Bennett expire December 23, 1984. No nominations have been made. Mayor Upchurch nominated Mr. Monroe. Ms. Babb nominated Ms. Bennett. No further action was taken.

GREENWAY COMMISSION - APPOINTMENT MADE; ADDITIONAL VACANCIES ANNOUNCED

The City Clerk reported one vacancy due to the resignation of Dr. Thomas Quay. Nominations include Kyle Highsmith, Bill Savage and Dr. Earl Droessler. Nominations have not been closed. Mrs. Block indicated she had nominated Mr. Savage but she had not been able to contact him recently, therefore she would request that his name be withdrawn. Mr. Walters moved that nominations to the Greenway Commission be closed. His motion was seconded by Mr. Calloway and put to a vote which passed unanimously. The Mayor ruled the motion adopted.

A ballot vote resulted as follows: Droessler - 2 (Keller, Cates); Highsmith - 6 (Congleton, Babb, Block, Calloway, Walters, Upchurch). The City Clerk announced the appointment of Kyle Highsmith to the Greenway Commission.

The Clerk reported the term of Ted Dossett expires January 18, 1985. He is eligible for reappointment and his attendance record is good. No nominations have been made. Mr. Walters nominated Mr. Dossett. No further action was taken.

ELECTRICAL EXAMINING BOARD - DALLIE JORDAN REAPPOINTED

The Clerk reported the term of Dallie W. Jordan expired December 9. He has been nominated for reappointment and nominations have not been closed. Mr. Calloway moved that nominations to the Electrical Examining Board be closed and Mr. Jordan appointed the acclamation. His motion was seconded by Mr. Babb and put to a vote which passed unanimously. The Mayor ruled the motion adopted.

HOUSING AUTHORITY - BOARD OF DIRECTORS - APPOINTMENTS MADE

The City Clerk reported the terms of Dr. Robert E. Fields, Jr., Barbara Bullard Page, and Dr. James H. Colson expire December 9. All have been nominated for reappointment and nominations have not been closed. There being no further nominations, Mr. Congleton moved that nominations be closed and the three nominees appointed by acclamation. His motion was seconded by Ms. Babb and put to a vote which passed unanimously. The Mayor ruled the motion adopted.

TRANSIT AUTHORITY - NOMINATIONS MADE

The City Clerk reported one vacancy due to the resignation of Marcus L. Scruggs. Nominations include Marion B. Perry and Joseph Edwards. Nominations have not been closed. Mrs. Block nominated Clint Heimbach. She indicated she had not contacted Dr. Heimbach but would nominate him and if he does not want to serve, would withdraw his name at the next meeting.

RALEIGH/DURHAM AIRPORT AUTHORITY - NOMINATIONS MADE

The Clerk reported the terms of Jack Harris and George S. Willoughby expires January 6, 1985. Both are eligible for reappointment. No nominations have been made. Mayor Upchurch nominated Mr. Willoughby. Mrs. Babb nominated Mr. Harris. No further action was taken.

TELECOMMUNICATIONS COMMISSION - NOMINATIONS MADE

The City Clerk indicated she had received a letter of resignation from Paul F. Vandergrift, Chairman of the Telecommunications Commission. She presented Council Members with a listing of the members of this Commission. Mr. Congleton nominated Thomas McCrary.

It was pointed out the City Council appoints the chairperson. Mrs. Babb indicated Karen Garr is Vice-Chairman but she does not feel that she could take the responsibility, with her other workload, of being chairperson, therefore she would nominate Joan Baron as Chairman. No further action was taken.

PLANNING COMMISSION - COMMENTS RECEIVED

Mayor Upchurch indicated the City had received a letter of resignation from Cliff Woodlief of the Planning Commission. He pointed out however Mr. Woodlief is a County appointee. He questioned if the City Council had recommendations they would like to send to the County. Mr. Walters indicated he is drafting a letter on his own as far as a recommendation is made. He indicated he feels that the Commissioners will name someone from the northeast section. No further action was taken.

REPORT AND RECOMMENDATION OF THE LAW AND FINANCE COMMITTEE

ENCROACHMENT - SIGN AT 405 CAROLINA PINES AVENUE - TO BE MOVED

Chairman Keller reported the Law and Finance Committee recommends that the request for an encroachment to allow an existing sign to remain at 205 Carolina Pines Avenue be denied. On behalf of the Committee, he moved the recommendation be upheld. His motion was seconded by Ms. Babb and a roll call vote resulted in all members voting in the affirmative. The Mayor ruled the motion adopted.

INDOOR TENNIS BUILDING - PROPOSAL - DENIED

Chairman Keller reported the Law and Finance Committee recommends that the proposal for construction of an indoor tennis building at Millbrook Exchange Park be denied. On behalf of the Committee he moved the recommendation be upheld. His motion was seconded by Ms. Babb. Ms. Cates indicated she plans to vote for the motion, but she does not want to close the door on other private public cooperation and she appreciates the consideration of the Law and Finance Committee on this item. The motion as stated was put to a vote and passed unanimously.

PERSONNEL - RECLASSIFICATION AND ADJUSTMENTS - APPROVED - FUNDS APPROPRIATED

Chairman Keller indicated Council Members received in their Agenda packet a list of recommended personnel reclassifications and adjustments as well as budgetary accounts that would need to be amended relating to the personnel adjustments. The Committee recommends approval as recommended by the City Manager with the exception that the new pay grade of the Police Attorney should be set at 41. On behalf of the Committee, Mr. Keller moved the recommendation be upheld. His motion was seconded by Ms. Babb and a roll call vote resulted in all members voting in the affirmative. The Mayor ruled the motion adopted. See Ordinance 442 TF 9. The reclassifications and adjustments were as follows:

Dept./Division	Present Classification/ Grade	Recommended
Parks & Rec.	Gardner I/24 (one position)	Gardner II/27
	Laborer I/19 (one position)	Laborer II/21
	Aquatics Fac. Supervisor/32	Pay Grade 33
Public Utilities	Engineer Aide I/21 (one position)	Engineer Aide II/25
	O. A. III/23 (one position)	Ass't. Warehouse Supv./24
Human Resources	Secretary I/23 (one position)	H. R. Ass't./24
City Manager's Office	Budget & Mgt. Analyst/36 (one position)	Budget Specialist/38
	O. A. IV/25	Administrative Ass't. I/31
City Attorney's Office	Attorney/38 (two positions)	Pay Grade 41
Police	Attorney/38	Police Attorney/40
Fire	O. A. III/23 (one position)	O. A. IV/25
Finance/ Purchasing	Buyer/28	Pay Grade 30
	Purchasing Agent/37	Pay Grade 38
Finance/ Collections	Revenue Collector/35	Pay Grade 37
	O. A. V/27 (one position)	Ass't. Revenue Collector/31

Dept./Division	Present Classification/ Grade	Recommended
	O. A. III/23 (two positions)	O. A. IV/25
Finance/ Accounting	Audit/Grants Supervisor/39	(Retitle) Internal Audits Super./39
Finance/ Administration	Secretary II/25 (one position)	O. A. V/27
Consumer Services	Consumer Services Sup./35	Pay Grade 37
	O. A. V/27 (one position)	Billings Super./28
Violations	Violations Supervisor/32	Pay Grade/33
Civic Center	Accounting Clerk/25	Accounting Tech/28
	Sales Rep./35	Pay Grade 36
Planning	Zoning Drafter/27 (one position)	Drafter I/25
	*Planner II/36 (Vacant)	Senior Planner/38

* This action is proposed to combine the Comprehensive Planning and Special Projects units and allow for hiring a Planner at a higher management level to give more attention to the mid and long-range Planning efforts.

Adjustment in Position Allocations

Delete: O. A. II position in Finance/Collections
Add: Data Control Clerk (26) in Planning Department
Add: Part-time salary funding to Inspections and Planning Departments.

The budgetary action required would be as follows:

Transfer from:		
Finance/Collections	01-2-3020-0100	$10,366.00
Transfer to:		
Planning	01-2-1220-0100	$10,366.00
Transfer from:		
Contingency	01-2-1040-0001	$23,200.00
Transfer to:		
Inspections	01-2-1240-0100	$ 5,300.00
Planning	01-2-1220-0100	$13,500.00
Planning	01-2-1220-0265	$ 4,400.00.
		$23,200.00

REPORT AND RECOMMENDATION OF THE PUBLIC WORKS COMMITTEE

COMPREHENSIVE PLAN AMENDMENT - SOUTHEAST RALEIGH COLLECTOR STREETS - PUBLIC HEARING AUTHORIZED

Chairperson Block reported the Public Works Committee recommends that a public hearing be scheduled for the January zoning hearing to consider amending two collector streets in Southeast Raleigh. On behalf of the Committee she moved the recommendation be upheld. Her motion was seconded by Mr. Calloway. She indicated a map was available at the meeting showing the proposed amendments. The motion as stated was put to a vote which resulted in all members voting in the affirmative. The Mayor ruled the motion adopted.

STREET LIGHTING - COST REDUCTION STUDY - VARIOUS ACTIONS TAKEN

Mrs. Block indicated the Public Works Committee recommends:

(1) That the use of timers for late night turn-off of street lights not be further pursued at this time.

(2) That the Transportation Department proceed with converting all 7,000 lumen mercury vapor lights to 5,800 and 9,500 high pressure sodium lights.

(3) That the Transportation Department proceed with the conversion of 21,000 lumen mercury vapor lights to 16,000 and 22,000 high pressure sodium lights.

On behalf of the Committee, she moved the recommendation be upheld. Her motion was seconded by Ms. Cates. Ms. Block pointed out that when this is implemented, it will result in some $200,000 annual savings for the City of Raleigh. She indicated this work will take approximately 2 years and hopefully it will be completed in 1986. The motion as stated was put to a vote which resulted in all members voting in the affirmative. The Mayor ruled the motion adopted.

LANDFILL GAS RECOVERY - ADMINISTRATION AUTHORIZED TO NEGOTIATE CONTRACT

Chairperson Block reported the Public Works Committee recommends that Administration be authorized to negotiate a contract with the American Gas Recovery Company. On behalf of the Committee, Mrs. Block moved that the recommendation be upheld. Her motion was seconded by Mr. Calloway. Mrs. Block indicated this would save the City from $120,000 annually if it works according to projections. The motion as stated was put to a vote which resulted in all members voting in the affirmative. The Mayor ruled the motion adopted.

CAROLINA AVENUE - LENGTH - REMOVED FROM THE AGENDA

Chairperson Block reported the Public Works Committee recommends removal of this item from the Agenda with no action. The Committee was advised the Planning Department does have plans to connect Carolina Avenue and Grove Avenue when development occurs at the end of that street. On behalf of the Committee, Mrs. Block moved the recommendation be upheld. Her motion was seconded by Mr. Calloway and put to a vote which resulted in all members voting in the affirmative. The Mayor ruled the motion adopted.

REPORT AND RECOMMENDATION OF THE COMMITTEE FOR THE NEW MUNICIPAL BUILDING

MUNICIPAL PARKING DECK - CHANGE ORDER G-1 - APPROVED - FUNDS APPROPRIATED

Mrs. Block reported the Municipal Building Committee recommends approval of Change Order G-1 which Suitt Construction Company which is an addition of $20,253.72 and approval of the transfer as recommended by the City Manager. On behalf of the Committee, she moved the recommendation be upheld. Her motion was seconded by Mr. Calloway and a roll call vote resulted in all members voting in the affirmative. The Mayor ruled the motion adopted. See Ordinance 442 TF 9.

REPORT AND RECOMMENDATION OF THE CITY INTERGOVERNMENTAL LIAISON COMMITTEE

ANNEXATION - SIX FORKS/HONEYCUTT CREEK BASIN - REMOVED FROM THE AGENDA

Mr. Calloway reported the City Intergovernmental Liaison Committee recommends removal of this item from the Agenda with no action taken as the petitioner for annexation has submitted a letter requesting withdrawal of the petition. On behalf of the Committee, he moved the recommendation be upheld. His motion was seconded by Ms. Block and put to a vote which passed unanimously. The Mayor ruled the motion adopted.

ANNEXATION - TO BE STANDING ITEM ON INTERGOVERNMENTAL LIAISON COMMITTEE

Mr. Calloway reported the Intergovernmental Liaison Committee recommends that a standing item be placed on their Agenda relating to annexation. On behalf of the Committee, he moved the recommendation be upheld. His motion was seconded by Mrs. Block and put to a vote which resulted in all members voting in the affirmative. The Mayor ruled the motion adopted.

REPORT AND RECOMMENDATION OF THE WORK SESSION

BOARD OF ADJUSTMENT OPERATION - REFERRED TO CITY ATTORNEY TO WORK WITH THE BOARD; DURATION AND LIMITATION OF SPECIAL USE PERMITS - REFERRED TO PUBLIC WORKS COMMITTEE; ADMINISTRATION TO DO NOTIFICATION ON CODE REQUIREMENTS

Mayor Upchurch indicated the City Council, in Work Session, asked the City Attorney to work with the Board of Adjustment relative to suggestions on changes to the Board of Adjustment application, variances and the possibility of Administrative approval under certain circumstances, as well as renovations of nonconforming uses. The Council also recommends that duration and limitation of special use permits be referred to Public Works Committee. Administration was directed to notify the Home Builders Association and others doing work in the City of Raleigh of various code requirements concerning projecting building elements. Mayor Upchurch moved the recommendation be upheld. His motion was seconded by Mr. Keller and put to a vote which passed unanimously. The Mayor ruled the motion adopted.

HUMAN RESOURCES AND HUMAN RELATIONS ADVISORY COMMITTEE - REPORT RECEIVED

Mayor Upchurch indicated the City Council received a semi-annual report from the Human Resources and Human Relations Advisory Committee, therefore the item can be removed from the Agenda. Without objection, the item was removed.

ZONING REVISION WORK - UPDATE RECEIVED; CITY TO PROCEED WITH REQUEST FOR CONDITIONAL ZONING

Mayor Upchurch indicated Council Members received proposed legislation for conditional zoning in the City of Raleigh and the City Council in Work Session recommended that the City proceed to the General Assembly with the request for this enabling legislation. Mayor Upchurch moved that this action be confirmed. His motion was seconded by Mr. Keller and put to a vote which passed unanimously. The Mayor ruled the motion adopted.

REPORT AND RECOMMENDATION OF THE REAL ESTATE COMMITTEE

CITY MARKET PROJECT - APPRAISALS TO BE ACQUIRED - FUNDS APPROPRIATED

Mr. Walters indicated the Real Estate Committee recommends that appraisals be authorized on properties to be acquired as a part of the City Market Project and that a $30,000 transfer be authorized for this purpose. On behalf of the Real Estate Committee, Mr. Walters moved the recommendation be upheld. His motion was seconded by Mr. Keller and a roll call vote resulted in all members voting in the affirmative. The Mayor ruled the motion adopted. See Ordinance 442 TF 9.

COMMUNITY DEVELOPMENT - VARIOUS ACTIONS - APPROVED

Mr. Walters reported the Real Estate Committee makes the following recommendations:

1. That the recommendations as presented by the Housing Authority be approved as follows:

   I. The fair market acquisition values on these properties:

A.	522 E. Davie Street	$7,500.00

   II. The fair market disposition values on these properties:

A.	800-802 E. Davie Street	$4,350.00
B.	403 Walser Place	$3,000.00
C.	617 Hay Lane 590, 592, 594 E. Cabarrus Street 504, 506 S. Haywood Street	$9,150.00
D.	407 Bledsoe Street	$6,500.00
E.	409 Bledsoe Street	$6,500.00
F.	1000-1002 Mark Street	$4,900.00

   III. The offers to purchase on the following CDBG properties:

A.	1207 Garner Road	$3,451.00
B.	516 E. Martin Street	$4,050.00
C.	800-802 E. Davie Street	$4,400.00

2. That authority be granted to the Community Development Department for the demolition of two houses located on Haywood Street and the rehabilitation of eight more on this same street according to the alternative two plan presented to the Real Estate Committee.

On behalf of the Committee, he moved the recommendation be upheld. His motion was seconded by Mr. Keller and a roll call vote resulted in all members voting in the affirmative. The Mayor ruled the motion adopted.

REPORT AND RECOMMENDATION OF THE CITY MANAGER

TRANSIT TRANSFER FACILITY - PARKING DECK DESIGN - CONTRACT AMENDED

A proposed amendment to the contract with Wilbur Smith & Associates to provide plans, specifications, and construction supervision for the Transit Block Parking Deck was included in the Agenda packet. Preliminary design services were provided in the original contract. The amendment provides for an additional fixed fee of $214,200.

Recommendation:

Approval of the contract amendment and the following transfer of funds is recommended:

From:		
34-2-1000-0100	Council Reserve	$134,200
34-2-3802-0100	Bridges & Office Space	80,000
	Total	$214,200
To:		
34-2-3920-0102	Consultant Services	$214,200

Mr. Walters moved the recommendation as outlined be upheld. His motion was seconded by Ms. Cates and a roll call vote resulted in all members voting in the affirmative. The Mayor ruled the motion adopted. See Ordinance 442 TF 9.

STREET CONSTRUCTION - SPRING FOREST ROAD AND CROSS LINK ROADS - PUBLIC HEARINGS AUTHORIZED

City Manager Benton presented the following recommendations on the Road Construction Program:

Spring Forest Road

Construction and assessment of abutting property is proposed for Spring Forest Road from Falls of Neuse Road west to Sandy Forks Road at Lynn Road. The road is to be constructed with curb, gutter, drains, 10 inches of stone base, and 2½ inches of I-2 asphalt and with sidewalk on one side. The street width is to be 65 feet back-to-back of curb.

Cross Link Road

Construction and assessment of abutting property is proposed for Cross Link Road from Rock Quarry Road southward to the existing curb and gutter approximately 1,000 feet from Garner Road. The road is to be constructed with curb, gutter, drains, 8 inches of stone base, and 2 inches of I-2 asphalt and with sidewalk on one side. The street width is to be 41 feet back-to-back of curb.

Recommendation: That a public hearing be scheduled for December 18, 1984.

City Manager Benton indicated since the Agenda preparation, the Spring Forest Road project has been discussed further and it is felt that sidewalks should be placed on both sides. Therefore he would amend his recommendation to that extent. Ms. Cates questioned where the sidewalk monies would come from with City Manager Benton indicating it would have to be funded through Street Improvement monies. Mr. Calloway moved the recommendations as outlined by the City Manager with the amendment that sidewalks be on both sides of Spring Forest Road be upheld. His motion was seconded by Mr. Keller and a roll call vote resulted in all members voting in the affirmative. The Mayor ruled the motion adopted.

RESOLUTION NO. (1984) - 660

A PRELIMINARY RESOLUTION INDICATING THE INTENT OF THE CITY COUNCIL TO MAKE STREET AND SIDEWALK IMPROVEMENTS AS DESCRIBED HEREIN AND ASSESS THE COST AGAINST LAND ASSESSABLE THEREFOR AND SETTING A PUBLIC HEARING TO CONSIDER THE QUESTION

WHEREAS, the City Council under the provisions of Section 6.44 of the Charter of Raleigh, Chapter 1184 of the Session Laws of North Carolina, 1949, as amended, is authorized to require street improvements without petition under the conditions therein set out; and

WHEREAS, the City Council finds that improvements as described herein are necessary in the public interest;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RALEIGH:

Section 1. That it is intended that the following improvements be made and that the cost thereof be assessed against property abutting thereon pursuant to and by virtue of the provisions of Section 6.44 of the Charter of the City of Raleigh; Chapter 1184, Session Laws of North Carolina, 1949, as amended:

> Installation of curbs, gutters, drains and paving 65 feet back-to-back on Spring Forest Road from Falls of Neuse Road west to Sandy Forks Road at Lynn Road with 2½-inch I-2 asphalt surface on a 10-inch stone base with sidewalks on both sides.

Section 2. The proportion of the cost in making the aforesaid street improvement to be assessed upon an abutting property owner, to the extent that the same shall be assessable under the provisions of Resolution No. 280, as amended, shall be as follows: 100 percent of the total cost of said respective improvements which are assessable under Resolution No. 280 (i.e. the cost of one half of each street to be improved shall be assessed and charged against the lots and parcels of land abutting directly on the respective improvements, according to the extent of their respective frontage thereof by an equal rate per foot of such frontage exclusive of so much of the cost as is incurred at street intersections in improving street intersections; the remainder of the total cost including street intersections to be borne by the City of Raleigh).

Section 3. Sidewalk improvements shall be assessed according to property frontage and shall be assessed property on both sides of the street improved by an equal rate per foot of such frontage, except in a residential zone the Council may direct that sidewalks be constructed on one side and assessed against property abutting both sides.

Section 4. That property abutting on the street to be improved shall be connected with water mains, sewer mains, and gas mains (if gas mains are available) located in the street adjacent to their several premises in a manner as prescribed in the Plumbing Code of the City of Raleigh and the cost thereof shall be specially assessed if the particular lot or parcel of land for and in connection with which said connection are made, as provided by Article 10 of Chapter 160A of the General Statutes of North Carolina.

Section 5. That the terms and manner of payment of street and sidewalk improvements assessments herein provided for shall be as follows: that said assessments shall be payable in cash or, if any property owner shall so elect and give notice of the fact, in writing, to the City of Raleigh in accordance with the provisions of Section 160A-232 of the General Statutes of North Carolina, as amended, such property owner shall have the option and privilege of paying the assessments in ten equal annual installments, such installments to bear interest at the rate of 6% per annum from the date of confirmation of the assessment roll, payable annually on the unpaid balance of the assessment.

Section 6. That the said improvements shall be done by contract after due notice and advertisement for competitive bids in accordance with provisions of Section 6.11 of the Charter of the City of Raleigh and other pertinent provisions of the Charter and of the General Statutes of North Carolina.

Section 7. That a public hearing on all matters covered by this resolution shall be held on the 18th day of December, 1984, at 7:00 p.m. in the Council Chamber of the Municipal Building, Room 201, in the City of Raleigh, North Carolina or as soon thereafter as the matter can be reached.

Adopted 11/20/84

RESOLUTION NO. (1984) 661

A PRELIMINARY RESOLUTION INDICATING THE INTENT OF THE CITY COUNCIL TO MAKE STREET AND SIDEWALK IMPROVEMENTS AS DESCRIBED HEREIN AND ASSESS THE COST AGAINST LAND ASSESSABLE THEREFOR AND SETTING A PUBLIC HEARING TO CONSIDER THE QUESTION

WHEREAS, the City Council under the provisions of Section 6.44 of the Charter of Raleigh, Chapter 1184 of the Session Laws of North Carolina, 1949, as amended, is authorized to require street improvements without petition under the conditions therein set out; and

WHEREAS, the City Council finds tha improvements as described herein are necessary in the public interest;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RALEIGH:

Section 1. That it is intended that the following improvements be made and that the cost thereof be assessed against property abutting thereon pursuant to and by virtue of the provisions of Section 6.44 of the Charter of the City of Raleigh; Chapter 1184, Session Laws of North Carolina, 1949, as amended:

> Installation of curbs, gutters, drains and paving 41 feet back-to-back on Cross Link Road from Rock Quarry Road southward to the existing curb and gutter approximately 1,000 feet from Garner Road with 2-inch I-2 asphalt surface on an 8-inch stone base with sidewalks on one side.

Section 2. The proportion of the cost in making the aforesaid street improvements to be assessed upon an abutting property owner, to the extent that the same shall be assessable under the provisions of Resolution No. 280, as amended, shall be as follows: 100 percent of the total cost of said respective improvements which are assessable under Resolution No. 280 (i.e. the cost of one half of each street to be improved shall be assessed and charged against the lots and parcels of land abutting directly on the respective improvements, according to the extent of their respective frontage thereof by an equal rate per foot of such frontage exclusive of so much of the cost as is incurred at street intersections in improving street intersections; the remainder of the total cost including street intersections to be borne by the City of Raleigh).

Section 3. Sidewalk improvements shall be assessed according to property frontage and shall be assessed property on both sides of the street improved by an equal rate per foot of such frontage, except in a residential zone the Council may direct that sidewalks be constructed on one side and assessed against property abutting both sides.

Section 4. That property abutting on the street to be improved shall be connected with water mains, sewer mains, and gas mains (if gas mains are available) located in the street adjacent to their several premises in a manner as prescribed in the Plumbing Code of the City of Raleigh and the cost thereof shall be specially assessed if the particular lot or parcel of land for and in connection with which said connection are made, as provided by Article 10 of Chapter 160A of the General Statutes of North Carolina.

Section 5. That the terms and manner of payment of street and sidewalk improvements assessments herein provided for shall be as follows: that said assessments shall be payable in cash or, if any property owner shall so elect and give notice of the fact, in writing, to the City of Raleigh in accordance with the provisions of Section 160A-232 of the General Statutes of North Carolina, as amended, such property owner shall have the option and privilege of paying the assessments in ten equal annual installments, such installments to bear interest at the rate of 6% per annum from the date of confirmation of the assessment roll, payable annually on the unpaid balance of the assessment.

Section 6. That the said improvements shall be done by contract after due notice and advertisement for competitive bids in accordance with provisions of Section 6.11 of the Charter of the City of Raleigh and other pertinent provisions of the Charter and of the General Statutes of North Carolina.

Section 7. That a public hearing on all matters covered by this resolution shall be held on the 18th day of December, 1984, at 7:00 p.m. in the Council Chamber of the Municipal Building, Room 201, in the City of Raleigh, North Carolina or as soon thereafter as the matter can be reached.

Adopted 11/20/84

RESOLUTION NO. (1984) - 662

A RESOLUTION INDICATING THE INTENT OF THE CITY COUNCIL TO EXTEND THE WATER SYSTEM OF THE CITY OF RALEIGH AND ASSESS THE COST AGAINST LAND ASSESSABLE THEREFOR AND SETTING A PUBLIC HEARING TO CONSIDER THE QUESTION

WHEREAS, the City Council of the City of Raleigh is authorized by Article 10 of Chapter 160A of the General Statutes of North Carolina to direct that the water system of the City of Raleigh be constructed, reconstructed, extended and otherwise improved and the cost thereof to be assessed against lands assessable therefor; and

WHEREAS, the City Council of the City of Raleigh finds it to be in the best public interest to construct water mains located and described as follows:

PU 1984-13 - Installation of approximately 6,000 feet ± of 12-inch ductile iron water main in Spring Forest Road realignment, from Falls of Neuse Road to Lynn Road.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RALEIGH:

Section 1. That it is intended that the above described improvements be made and that the costs thereof be assessed against property abutting thereon pursuant to and by virtue of the provisions of Article 10 of Chapter 160A of the General Statutes of North Carolina.

Section 2. That 100 percent of the total cost of said improvement which can be assessed according to the provisions of Part 8, Chapter 2, Article B, Section 8-2033 et seq. of the City Code be assessed against the property receiving the improvement. Assessments will be made according to the following method: Front footage of property abutting the extension.

Section 3. That the terms and manner of payment of the assessments herein provided for shall be as follows: That said assessments shall be payable in cash or, if any property owner shall so elect and give notice of the fact, in writing, to the City of Raleigh in accordance with the provisions of Section 160A-232 of the General Statutes of North CArolina, as amended, such property owner shall have the option and privilege of paying the assessments in ten equal annual installments, such installments to bear interest at the rate of 6 percent per annum from the date of confirmation of the assessment roll, payable annually on the unpaid balance of the assessment.

Section 4. That a public hearing on all matters covered by this resolution shall be held on the 15th Day of January, 1985, at 1:00 p.m., in the Council Chamber, Room 201, Municipal Building, or as soon thereafter as the matter can be reached.

Adopted: 11/20/84

ROAD BOND MONIES - IMPLEMENTING PROGRAM - CONCEPT AND SCHEDULE APPROVED; PUBLIC HEARING AUTHORIZED FOR DECEMBER 18, 1984.

City Manager Benton presented the following report and recommendation relating to the Road Bond Program:

The approval of the $20,000,000 road bond referendum on November 6, 1984, now requires that a process be established to identify road projects to be undertaken.

It should be noted that the Council has previously approved the following projects and work is underway on these.

1. Spring Forest Road from Falls of Neuse Road to Lynn Road.

2. Cross Link Road from Garner Road to Rock Quarry Road.

3. Gorman Street from Western Boulevard to Hillsborough Street.

4. New Hope Church Road from Bland Road to railroad.

The following process is proposed to develop a 5-year work plan for additional roads in accordance with the funding program which the Council has approved.

1. December 18, 1984, 7:00 p.m. - Public hearing on road improvements. This hearing would be for the purpose of receiving citizen input on road problems and improvement programs which should be undertaken by the City.

2. December 18, 1984, to February 5, 1985 - Administration will review the comments from the December 18 hearing and the road usage analysis which has been underway as part of updating the City's Transportation Plan and develop a recommended work program for the next 5 years.

3. February 5, 1985 - The City Manager will present a 5-year work program to the Council for consideration and approval.

4. As each project is commenced, a corridor design hearing would be scheduled to receive citizen comment on the proposed design of the specific road.

5. Various projects will qualify as assessment projects and a public hearing would be held on these projects prior to commencement of right-of-way acquisition. There may be projects which would not involve an assessment of a part of the costs to adjoining property owners such as improvements to existing standard design roads. In these situations, the project would commence following the design hearing and approval by Council of the design concept.

Mr. Congleton moved the recommendations as outlined by the Manager be upheld. His motion was seconded by Ms. Babb and a roll call vote resulted in all members voting in the affirmative. The Mayor ruled the motion adopted.

BROOKHAVEN PARK - PROFESSIONAL SERVICES CONTRACT - APPROVED - FUNDS APPROPRIATED

A proposed contract with Dockery/Hunter/Reynolds/Jewell, P.A., to provide final design and related services for Brookhaven Park was included in the Agenda packet. This firm prepared the park master plan. The scope of services provides for the design of a complete park to the extent possible under the $200,000 available for construction. The proposed fee is 9.1% of construction costs with a maximum of $18,200.

Recommendation:

Approval of the contract and the following transfer of funds is recommended:

From:		
37-2-8990-0110	Brookhaven Park	$23,200
To:		
37-2-8990-0102	Brookhaven Park Phase I-B	$18,200
37-2-8990-0104	Brookhaven Park D	5,000
	Total	$23,200

Mr. Calloway moved the recommendation as outlined be upheld. His motion was seconded by Ms. Babb. Ms. Cates indicated we do not have the entrance to the park nailed down. She indicated she understood there were negotiations underway for an entrance off Berkley. She indicated with the condition that the entrance be off Berkley, she will vote for this motion. The motion as stated was put to a roll call vote and passed unanimously. The Mayor ruled the motion adopted.

BIDS - LAKE JOHNSON/LONGVIEW POOLS - REFERRED TO PUBLIC WORKS COMMITTEE

Pursuant to advertisement as required by law, bids were received and publicly opened in the office of the Architect, George Smart, on November 14, 1984 for construction of swimming pools at Longview and Lake Johnson. City Manager Benton presented Council Members with a complete copy of the bid tabulation as well as a summary of low bids and budget comparison. (Copy of information available in the Clerk's Office and will become a part of the permanent minutes.) City Manager Benton indicated Administration has been working with the Architect on some possible adjustments that might allow for deduction on the contract price. He indicated possibly this item

should be referred to Committee to review the information and Administration will continue their work over the next few weeks. Mrs. Cates moved that the bids for the Lake Johnson/Longview Pools be referred to Public Works Committee. Her motion was seconded by Mr. Walters and a roll call vote resulted in all members voting in the affirmative. The Mayor ruled the motion adopted.

RALEIGH/DURHAM AIRPORT - AGREEMENT FOR PROVIDING WATER-REFERRED TO PUBLIC WORKS COMMITTEE

In August, 1982, the City Council indicated tentative support of a request from the Airport Authority to receive water through an agreement with the Town of Cary. A request has been received for the City to approve a formal agreement between the Town of Cary and the Raleigh-Durham Airport Authority. A recommendation will be made at the meeting. Mayor Upchurch indicated he feels that this item should be reviewed by a Committee and without objection he would refer it to Public Works Committee. He stated he would be glad to give the Committee his concerns and feelings on this matter. Without objection, the item was referred to Public Works Committee.

CITY COUNCIL MEETING - JANUARY 1, 1985 - CANCELLED

It was indicated the regular meeting day for the first Council meeting in January is New Year's Day, a holiday. City Manager Benton indicated the City Council may wish to consider rescheduling the meeting. Brief discussion took place, after which by general consensus, it was agreed that the January 1, 1985 Council meeting would be cancelled with the understanding a special meeting could be called if needed.

NEUSE RIVER WASTEWATER TREATMENT PLANT - PHASE II - JOINT AWARD MADE TO CRANE AND DENBO INCORPORATED, J. W. CAMPBELL CORPORATION, HOCKADAY HEATING AND AIR CONDITIONING, AND TRIANGLE MECHANICAL CONTRACTORS, INC; FUNDS APPROPRIATED

Bids have been received for the aeration system at the Neuse River Plant. Since the bids substantially exceed original estimates, the engineer has negotiated with the low bidders to reduce the cost by deducting certain elements of the project. The deductions will not affect basic operating characteristics or plant capacity. Deductions are proposed to reduce the original bid from $9,158,191 to $7,904,041. The "non-real" portion of the cost will be covered in a lease-purchase agreement with Southern National Bank. A budget amendment for the direct City costs or the "real" portion is recommended below.

Recommendation: Approval of the deductions and award of the contracts to the low bidders as indicated below are recommended:

(1) General - Crane and Denbo, Inc.

	Non-Real	Real	Total
Original	$6,000,000	$2,176,834	$8,176,834
Deduction	(335,000)	(751,700)	(1,086,700)
Total	$5,665,000	$1,425,134	$7,090,134

(2) Electrical - J. W. Campbell Corporation

	Non-Real
Original	$863,746
Deduction	(167,450)
Total	$696,296

(3) HVAC - Hockaday Heating and Air Conditioning

Original, no deductions, real $69,300

(4) Plumbing - Triangle Mechanical Contractors, Inc.

Original, no deductions, real $48,311

Approval of the following budget amendment is also recommended:

From:		
06-3-3000-0268	Council Reserve	$ 742,745
34-2-2200-0100	Aeration Equipment	1,200,000
	Total	$1,942,745

To:		
81-2-1081-0101	NRWWTP-II - General Construction	$1,425,134
81-2-1081-0201	NRWWTP-II - HVAC	69,300
81-2-1081-0301	NRWWTP-II - Plumbing	48,311
81-2-1081-0102	NRWWTP-II - Engineering	400,000
	Total	$1,942,745

City Manager Benton indicated we have under contract at this time, improvements at the plant that result from a study conducted by Hazen & Sawyer. He indicated we do need to undertake work identified in this phase as well in order to fully accomplish getting our capacity up to 40 MGD. He indicated bids were higher than estimated and administration has been working through Hazen & Sawyer to try to reduce the bid to $7 million. He indicated in addition, the City is involved in a lease purchase arrangement relating to this work. City Manager Benton reiterated his recommendation as outlined on the Agenda, indicating this would be subject to final approval of the local Government Commission as it relates to the lease purchase. Ms. Babb moved the Manager's recommendation be upheld. Her motion was seconded by Mr. Keller and a roll call vote resulted in all members voting in the affirmative. The Mayor ruled the motion adopted. See Ordinance 442 TF 9.

ADDENDUM

EXTRATERRITORIAL JURISDICTION EXTENSION - YMCA PROPERTY - REFERRED TO LAW AND FINANCE COMMITTEE

City Manager Benton indicated he recently sent Council Members a letter from the YMCA, dated November 6, requesting City Council concurrence in extension of the City's ETJ and an extension of water and sewer to an area north of Strickland Road. He indicated the Council may want to consider that request. Ms. Block suggested that the item be held until we get a report from the Falls Basin Committee. Brief discussion took place and without objection, the item was referred to Law and Finance Committee.

CAPITAL AREA SOCCER LEAGUE - AMENDED AGREEMENT - APPROVED

City Manager Benton indicated recently Administration was directed to work with the Capital Area Soccer League to try to develop an agreement concerning the use of City fields by CASL. Assistant City Manager Carter presented Council Members with an agreement that CASL has approved and signed. She indicated there is a slight revision in this agreement than what was previously approved by the City Council. She explained this agreement includes a provision that CASL can purchase, using their own funds, fertilizer and seed through the City. Ms. Babb questioned if Ms. Carter is saying that they can buy all of the seed and fertilizer for all of their fields through the City with Ms. Carter indicating that is correct. Mr. Congleton commended Administration for the hard work on this program and moved approval of the amended contract. His motion was seconded by Mr. Walters and after brief discussion put to a vote which passed unanimously. The Mayor ruled the motion adopted.

REPORT AND RECOMMENDATION OF THE CITY ATTORNEY

NONE

REPORT OF MAYOR AND COUNCIL MEMBERS

MAYOR - VARIOUS COMMENTS - RECEIVED

Mayor Upchurch gave a brief report on a recent trip on the USS Raleigh explaining the City Manager and the City Attorney were able to accompany him on this trip. He stated it was a great public relations program and the Captain is very interested in the City of Raleigh, pointing out the crew feels very close to the City since it carries the City's name.

Mayor Upchurch indicated Council Members had received an invitation for an informal get together at Lacy Reeves home to recognize members of Friends of Roads.

Mayor Upchurch explained the City Manager had plan to attend the National League Meeting in Indianapolis. He stated however, because of pressing city business, the City Manager feels he would have to forego that trip. The items were received without comment.

LEGISLATIVE RECEPTION - INTERGOVERNMENTAL COMMITTEE ASKED TO PROCEED

Mayor Upchurch asked the Intergovernmental Committee to proceed with the planning of the reception for the legislature in the spring.

LITTER LAW - REQUEST TO REPEAL CITY LITTER LAW - DENIED

Mrs. Cates indicated a couple of weeks ago, the Council talked about the cleanliness in the City of Raleigh. She indicated that City Code Section 13-2014 relates to Litter and there is a possibility that the city ordinance may be in conflict with State statute and the City Attorney has indicated it might be best to repeal Code

Section 13-2014. Ms. Cates read that Code section in full. City Attorney McCormick indicated it is an antiquated ordinance that relates to throwing trash out of second floor windows, and if the City enforces the State Litter Law, it will take care of these problems. Ms. Cates moved that Code Section 13-2014 be repealed. Her motion was seconded by Mr. Calloway and, after brief discussion, put to a vote which resulted in all members voting in the negative except Ms. Cates and Mr. Calloway who voted in the affirmative. The Mayor ruled the motion defeated. Ms. Cates indicated she wanted the City to enforce a present Litter Ordinance.

INTERGOVERNMENTAL COMMITTEE MEMBERSHIP - REQUEST TO ADD SCHOOL BROAD MEMBER - REFERRED TO INTERGOVERNMENTAL COMMITTEE

Ms. Cates asked that an item be referred to the Intergovernmental Committee relating to the question of adding a school board member to the Intergovernmental Committee. Ms. Block indicated she didn't have any objection to school board members attending the Intergovernmental Committee meetings but the Intergovernmental Committee consists of Council Members. Ms. Cates indicated she sees a definite need for better communications with the schools and this is the purpose for her requesting that the item be referred to Committee. Without objection the item was referred to the Intergovernmental Committee.

DEVELOPMENT - PROBLEMS RELATING TO PHASED DEVELOPMENT - REFERRED TO THE PUBLIC WORKS COMMITTEE

Ms. Cates indicated recently there have been discussion relating to the Summerwood Subdivision and their problems with setbacks which resulted from phased development and the property being sold to different developers and the phase line becoming the property line. She indicated she feels this problem will occur again as long as our ordinance allows for phase development and she would like for that portion of the problem to be referred to Public Works Committee. Without objection, the item was so referred.

SEWER USE ORDINANCE - PINE STATE CREAMERY - STATUS REPORT REQUESTED

Ms. Block indicated in 1983 the City Council adopted a sewer use ordinance and a permit was issued to Pine State Creamery. She questioned if the City has followed up on the permit issued to Pine State Creamery indicating she would like to receive a status report. City Manager Benton indicated the City has been following up and has been working very closely with Pine State. He explained he feels the City has been successful in getting the fats, oils and greases reduced substantially. He indicated a status report would be forwarded to the Council.

WATER SUPPLY - POSSIBILITY OF LEAD - REFERRED TO PUBLIC WORKS COMMITTEE

Ms. Block indicated recently she has been reading in the Durham papers about gasoline in the water supply at Lake Mickie. She stated she requested that an item relating to the investigation of the amount of gas we are getting in our water supply, particularly Falls Lake be referred to Public Works Committee. Without objection, the item was so referred.

LAKEMONT LAKE ISSUE - COMMENTS RECEIVED

Mr. Congleton indicated he understands that Lakemont Swim Club feels that there is no other alternative for the club except to sell the land and breach the dam at Lakemont Lake. He explained he would be conducting a meeting at Hudson Memorial Presbyterian Church on November 29 for the citizens to have an opportunity to make comments. He indicated there were several people that did suggest that he continue to lobby for the City to purchase the Lake. The comments were received.

SPEED LIMIT - CENTRAL CITY NEIGHBORHOODS - REFERRED TO LAW AND FINANCE COMMITTEE

Ms. Babb indicated she had received a request from citizens in the Boylan and Cameron Park areas who want the City Council to look again at the issue of lower speed limits in central city neighborhoods. She requested that this item be referred to Law and Finance Committee. Without objection, the item was so referred.

BILL OF RIGHTS DAY - DECEMBER 15, 1984 - PROCLAIMED

Ms. Babb indicated a representative of the Wake County Chapter of Civil Liberties had called her attention to the fact that December 15 is Bill of Rights Day and requested that the Mayor, with the City Council endorsement, issue an official proclamation making December 15, 1984 Bill of Rights Day in the City of Raleigh. Ms. Babb moved the recommendation be upheld. Her motion was seconded by Mr. Congleton and put to a vote which passed unanimously. The Mayor ruled the motion adopted.

PARK SITE ACQUISITION - STATUS REPORT GIVEN

Ms. Babb questioned where we are on looking at park site acquisition pointing out this was referred to Administration some time back. City Manager Benton indicated it is hoped that a report will be given to the Council in January. The information was received.

MALL - CLEANUP SCHEDULE GIVEN

Ms. Babb questioned the schedule for cleanup on the Mall, pointing out the Civic Center Authority is concerned about the litter on the Mall, particularly on the weekends. City Manager Benton indicated we have now gone to a Monday through Saturday clean up. The comments were received.

REPORT OF CITY CLERK AND TREASURER

MINUTES - NOVEMBER 6, 1984 - APPROVED AS PRESENTED

The City Clerk indicated Council Members received copies of the November 6, 1984 Council meeting in their Agenda packet. There being no corrections, Mayor Upchurch announced the minutes approved as presented.

ADJOURNMENT

There being no further business, the meeting adjourned at 3:10 p.m. to be reconvened at 6:30 p.m. for a joint hearing with the Planning Commission.

Gail G. Smith
City Clerk

jt/CCFIVE